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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/917,390	07/26/2001	Glen J. Anderson	261/155	9954
30408	7590	06/04/2004	EXAMINER	
GATEWAY, INC.			ROSWELL, MICHAEL	
ATTN: SCOTT CHARLES RICHARDSON				
610 GATEWAY DR., Y-04			ART UNIT	
N. SIOUX CITY, SD 57049			PAPER NUMBER	
			2173	
DATE MAILED: 06/04/2004				

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	09/917,390	ANDERSON, GLEN J.	
	<b>Examiner</b>	<b>Art Unit</b>	
	Michael Roswell	2173	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) ☒ Responsive to communication(s) filed on 26 July 2001.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) ☒ Claim(s) 1-24 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-24 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 26 July 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date 20010726.
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_.

## DETAILED ACTION

### ***Claim Rejections - 35 USC § 102***

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1-4, and 6-24 are rejected under 35 U.S.C. 102(b) as being anticipated by Parsons (U.S. Patent 6,025,844).

Regarding claims 1, 9, 16, and 19, Parsons teaches the use of the Netscape Navigator web browser with hyperlink context menu capability, at col. 2, lines 7-14. Receiving data including a selectable link to information and parsing received data to identify a link is thusly taught due to the inherent operation of a web browser. Parsons further teaches generating selectable link-option data, wherein the link-option data is capable of retrieving the information in response to selection of the link-option data independent of retrieving the information in response to selection of the link, taught as the user selection from a context menu to open a link in a new window, at col. 2, lines 7-14. Furthermore, link-option data is inserted into the received data before presenting the received data to a user through the use of Link Manager Services (or LMS) which obtains information from a database in order to process mouse messages and handle events such as accessing a link-specific context menu, taught at col. 16-17, lines 57-68 and 1-3.

Parsons further teaches connecting the browser to a system with a processor, memory coupled to the processor, and a network interface coupled to the processor, as all three are pre-requisites for web browsing.

Regarding claims 2, 10, and 17, presenting the received data to a user after link-option data is inserted into the received data is taught through the use of Link Manager Services (or LMS) which obtains information from a database in order to process mouse messages and handle events such as accessing a link-specific context menu, taught at col. 16-17, lines 57-68 and 1-3.

Regarding claims 3, 11, and 18, Parsons teaches transmitting received data to a data browsing apparatus after the inserting step, taught as using a context menu to open a link in a new window, at col. 2, lines 7-10.

Regarding claim 4, Parsons teaches selecting link-option data by using a mouse as a cursor control device, at col. 2, lines 7-9.

Regarding claims 7, 13, and 23, Parsons has been shown to teach at col. 2, lines 7-10, a link capable of retrieving the information for display in a separate presentation instance by opening a link in a new window.

Regarding claims 8, 14, and 24, browsers such as Netscape Navigator and Internet Explorer are well known to access capabilities such as viewing source code for web pages in an editor program and saving link targets to a data storage device through context menus, as demonstrated in applicant's prior art Fig. 2.

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claim 5 is rejected under 35 U.S.C. 103(a) as being unpatentable over Parsons and Kudirka et al (U.S. Patent 5,893,064), hereinafter Kudirka.

Parsons has been shown to teach selectable link-option data for a web browser, at col. 2, lines 7-14.

However, Parsons fails to explicitly teach the use of voice input to select link-option data.

Kudirka teaches a speech recognition system used as a voice navigator for multiple applications such as computer games, text editors, and Internet browsers, taught at col. 5, lines 39-44.

Therefore, it would have been obvious to one of ordinary skill in the art, having the teachings of Parsons and Kudirka before him at the time the invention was made to modify the web browser with link-related context menus of Parsons to include the voice navigation possibilities of Kudirka in order to obtain a system for controlling web browsing through voice-activated link selection.

One would be motivated to make such a combination for the advantage of providing a low-cost, easily configurable speech recognition system into a web browser to facilitate the browsing experience. See Kudirka, col. 3, lines 50-59.

Claims 6, 12, and 22 are rejected under 35 U.S.C. 103(a) as being unpatentable over Parsons and Holtzblatt et al (U.S. Patent 6,683,633), hereinafter Holtzblatt.

Parsons has been shown to teach a link capable of retrieving the information for display in a separate presentation instance by opening a link in a new window.

However, Parsons fails to explicitly teach presenting a menu to a user in response to a cursor dwelling on a link for a predetermined time.

Holtzblatt teaches an information browser similar to that of Parsons, wherein context or pop-up menus are accessed through "hovering", at col. 4, lines 31-42.

Therefore, it would have been obvious to one of ordinary skill in the art, having the teachings of Parsons and Holtzblatt before him at the time the invention was made to modify the browser to Parsons to include the menu access through hovering of Holtzblatt to obtain a web browser where link-option menus are accessed by hovering the cursor over a link.

One would be motivated to make such a combination for the advantage of providing the user other options for menu access or for freeing up cursor device buttons for functions other than menu access.

### ***Conclusion***

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. The cited art displays the state of the art in general as related to the current application.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Michael Roswell whose telephone number is (703) 305-5914. The examiner can normally be reached on 8:30 - 6:00 M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Cabeca can be reached on (703) 308-3116. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Art Unit: 2173

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Michael Roswell  
5/26/2004

A handwritten signature in black ink, appearing to read 'Kevin Nguyen', with a stylized flourish at the end.

**CAO (KEVIN) NGUYEN**  
**PRIMARY EXAMINER**